

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
WACO DIVISION**

SMART MOBILE TECHNOLOGIES LLC,

Plaintiff,

v.

APPLE INC.,

Defendant.

Civil Action No. 6:21-cv-00603-ADA-DTG

JURY TRIAL DEMANDED

**NOTICE OF UNOPPOSED EXTENSION OF TIME FOR VENUE DISCOVERY
AND FOR BRIEFING REGARDING DEFENDANT'S
MOTION TO TRANSFER VENUE PURSUANT TO 28 U.S.C. § 1404(a)**

IT IS HEREBY STIPULATED by and between Plaintiff Smart Mobile LLC ("Smart Mobile") and Defendant Apple Inc. ("Apple") that (i) the venue discovery period for Apple's Motion to Transfer Venue Pursuant to 28 U.S.C. § 1404(a) ("Motion to Transfer") (ECF No. 29), is extended to June 27, 2022; (ii) Smart Mobile's brief in response to the Motion to Transfer shall be filed by July 11, 2022; and (iii) Apple's reply in support of the Motion to Transfer shall be filed by July 25, 2022.

Good cause exists for this extension. The Motion to Transfer was filed on February 11, 2022. On March 7, 2022, the Court published its Standing Order Governing Proceedings (OGP) 4.0-Patent Cases, which provided for three months of venue discovery after the filing of a venue transfer motion.¹ So venue discovery was scheduled to close on May 11, 2022. However, by Order entered on May 10, 2022 (ECF No. 41), the Court (a) gave Apple until May 30, 2022 to provide

¹ Subsequently, the Court published version 4.1 of its OGP, filed on April 12, 2022 (ECF No. 33), which shortened the venue discovery period to 10 weeks, absent extensions.

supplemental responses to Smart Mobile's venue interrogatories and (b) granted Smart Mobile leave to pursue venue-related discovery from third-party Samsung. Smart Mobile and Apple agree that extending the venue discovery period to June 27, 2022 will aid the parties to complete this discovery and facilitate scheduling of party depositions regarding venue issues pursuant to Fed. R. Civ. P. 30(b)(6). The requested extension is not expected to change the date of any hearing, trial, or other Court date. Nor does the request extend any deadline of a final submission that affects the Court's ability to hold a scheduled hearing, trial, or Court event.

THEREFORE, the parties respectfully request entry of an ORDER (i) that venue discovery period for Apple's Motion to Transfer is extended to June 27, 2022; (ii) Smart Mobile's brief in response to the Motion to Transfer shall be filed by July 11, 2022; and (iii) Apple's reply in support of the Motion to Transfer shall be filed by July 25, 2022.

DATED: May 20, 2022

Respectfully submitted,

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Counsel for Apple Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the above document was served on May 20, 2022 to all counsel of record via ECF.

/s/ Greer N. Shaw

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